



DEPARTMENT OF THE NAVY
OFFICE OF THE GENERAL COUNSEL
1000 NAVY PENTAGON
WASHINGTON, D.C. 20360-1000

NOV 30 2004

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Joseph Lewis Green
5102 81st Street
Hampton, Virginia 23669

RE: PROPOSED DEBARMENT OF JOSEPH LEWIS GREEN

Dear Mr. Green:

On behalf of the Department of the Navy, I am initiating debarment action against you effective as of the date of this letter. Based upon my review of the entire Administrative Record, which includes the enclosed "Memorandum for the Department of the Navy Suspending and Debaring Official," I find the facts to be as stated in the enclosed Memorandum, and I further find that the facts support causes to debar you. The causes and reasons for proposing debarment are also stated in the Memorandum, which I adopt and incorporate herein by reference.

Subpart 9.4 of the Federal Acquisition Regulation (FAR), as supplemented by Subpart 209.4 and Appendix H of the Department of Defense FAR Supplement (DFARS) state the procedures governing debarment. Copies of these regulations are enclosed with and made a part of this notice to you.

The immediate effect of being proposed for debarment is that your name, Joseph Lewis Green, will be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs ("the List"), a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. You may access the List on the Internet at <http://www.epls.gov/>.

As provided at FAR Subpart 9.405 and at 32 Code of Federal Regulations Part 25, the effects of being placed on the List are:

(1) Throughout the Executive Branch of the Federal Government, offers will not be solicited from, contracts will not be awarded to, and existing contracts will not be renewed or otherwise extended for you, unless the head of the agency taking the contracting action or a designee states in writing the compelling reason to do so.

(2) No Government contractor may award a subcontract equal to, or in excess of, \$25,000 to you unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

(3) If you are proposed as a subcontractor for any subcontract subject to Government consent, no contracting officer of any Federal Executive Branch Agency shall give consent unless the acquiring agency's head states in writing the compelling reasons for this approval action.

(4) You are excluded from conducting business with the Government as an agent or representative of other contractors.

(5) You are also excluded from participating in Federal Nonprocurement activities such as programs and activities involving Federal financial and nonfinancial assistance and benefits.

(6) You are excluded from acting as an individual surety.

Within 30 calendar days after receipt of this notice, you or a representative on your behalf may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment, in accordance with FAR 9.406-3(c)(4) and the standard procedures enclosed with this notice. Any written submission of Matters in Opposition should be forwarded in duplicate and addressed to:

WILLARD D. BLALOCK, COUNSEL
PROCUREMENT INTEGRITY OFFICE
OFFICE OF THE GENERAL COUNSEL
720 KENNON STREET SE RM 214
WASHINGTON NAVY YARD DC 20374-5012

You may contact Mr. Blalock directly by telephone at (202) 685-6941.

If debarment is imposed, your name will be placed on the "List" as being debarred. Debarment shall remain in effect for a period commensurate with the seriousness of the causes as determined on the basis of the Administrative Record, which will include any information and argument you choose to submit.

Sincerely,



WILLIAM R. MOLZAHN
Suspending and Debarring Official
Department of the Navy

Enclosures